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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/082,634	02/21/2002	Selena Chan	176/61011 (2-11144-1010)	4466

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EXAMINER

FORMAN, BETTY J

ART UNIT	PAPER NUMBER
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1634

DATE MAILED: 12/06/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

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***SUPPLEMENTAL***  
**NOTICE OF ALLOWANCE**

This supplemental action is being provided to correct a typographical error in the Examiner's Amendment.

The correction is provided below. The remaining text of this action is unchanged.

***Status of the Claims***

1. This action is in response to papers filed 30 October 2006 in which claim 1 was amended, claim 2 was canceled and claims 49-54 were added. The amendments were entered by the examiner on 3 November 2006.

This action is further in response to an interview between the examiner and Mr. Edwin Merkel on 17 November 2006. During the interview the amendments of 30 October 2006 were discussed. Mr. Merkel clarified issues regarding the scope of the new claims and claims previously indicated as allowable. Mr. Merkel's comments were convincing. Mr. Merkel was informed that a notice of allowability will be provided.

Claims 1, 3-21, 34-39, 46-47, 49-54 are in condition for allowance.

**EXAMINER'S AMENDMENT**

2. An extension of time under 37 CFR 1.136(a) is required in order to make an examiner's amendment which places this application in condition for allowance. During a telephone conversation conducted on 17 November 2006, Mr. Edwin Merkel requested an extension of time for 1 MONTH(S) and authorized the Director to charge Deposit Account No. 141138 the required fee of \$60.00 for this extension and authorized the following examiner's amendment. Should the changes and/or additions be unacceptable to applicant, an amendment may be

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filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

The application has been amended as follows:

In Claim 3, replace "according to claim 2" with ---- according to claim 1 ---- .

### **REJOINDER OF WITHDRAWN CLAIMS**

3. Claims 1, 3-21, 34, 46-47 49-54 are directed to an allowable product. Pursuant to the procedures set forth in MPEP § 821.04(B), claims 35-39, directed to the process of making or using an allowable product, previously withdrawn from consideration as a result of a restriction requirement, is hereby rejoined and fully examined for patentability under 37 CFR 1.104.

Because all claims previously withdrawn from consideration under 37 CFR 1.142 have been rejoined, **the restriction requirement as set forth in the Office action mailed on 7 August 2003 is hereby withdrawn.** In view of the withdrawal of the restriction requirement as to the rejoined inventions, applicant(s) are advised that if any claim presented in a continuation or divisional application is anticipated by, or includes all the limitations of, a claim that is allowable in the present application, such claim may be subject to provisional statutory and/or nonstatutory double patenting rejections over the claims of the instant application. Once the restriction requirement is withdrawn, the provisions of 35 U.S.C. 121 are no longer applicable. See *In re Ziegler*, 443 F.2d 1211, 1215, 170 USPQ 129, 131-32 (CCPA 1971). See also MPEP § 804.01.

### **Conclusion**

4. Claims 1, 3-21, 3439, 46-47, 49-54 are allowed.

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5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to BJ Forman whose telephone number is (571) 272-0741. The examiner can normally be reached on 6:00 TO 3:30.


If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ram Shukla can be reached on (571) 272-0735. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to (571) 272-0547.

Patent applicants with problems or questions regarding electronic images that can be viewed in the Patent Application Information Retrieval system (PAIR) can now contact the USPTO's Patent Electronic Business Center (Patent EBC) for assistance. Representatives are available to answer your questions daily from 6 am to midnight (EST). The toll free number is (866) 217-9197. When calling please have your application serial or patent number, the type of document you are having an image problem with, the number of pages and the specific nature of the problem. The Patent Electronic Business Center will notify applicants of the resolution of the problem within 5-7 business days. Applicants can also check PAIR to confirm that the problem has been corrected. The USPTO's Patent Electronic Business Center is a complete service center supporting all patent business on the Internet. The USPTO's PAIR system provides Internet-based access to patent application status and history information. It also enables applicants to view the scanned images of their own application file folder(s) as well as general patent information available to the public.

For all other customer support, please call the USPTO Call Center (UCC) at 800-786-9199.

  
BJ Forman, Ph.D.  
Primary Examiner  
Art Unit: 1634  
November 30, 2006